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Message Text

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ORIGIN EB-11

INFO OCT-01 EUR-25 ISO-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 L-03 SS-20 NSC-10 PA-04

USIA-15 PRS-01 SPC-03 /113 R

DRAFTED BY EB/AN:PJGLASOE:DAP
APPROVED BY EUR:JAARMITAGE
CAB - MR. BURCH (INFO)
EUR/EE - MR. SEGALL
EUR/EE - MR. SHEPARD
EUR/EE - MR. BAKER
---------- 025184
P 03163/Z NOV 73
FM SECSTATE WASHDC
TO AMEMBASSY BUCHAREST PRIORITY

C O N F I D E N T I A L STATE 217384

E.O. 11652:N/A
TAGS: ETRN, RO
SUBJECT: CIVIL AVIATION
REF: STATE 206073

1. EMBASSY REQUESTED APPROACH MFA ASAP AND MAKE PRESENTATION ALONG FOLLOWING LINES (IF DEEMED ADVISABLE, PRESENTATION COULD BE MADE IN AIDE MEMOIRE FORM):

2. DURING THE RECENT VISIT TO THE UNITED STATES BY GENERAL ZGAVIRDICI, THE ROMANIAN GROUP DISCUSSED WITH VARIOUS USG OFFICIALS THE INTEREST OF TAROM IN STARTING SCHEDULED SERVICE TO THE UNITED STATES IN THE SPRING OF 1974. IT WAS POINTED OUT TO THE ROMANIAN DELEGATION THAT SUCH SERVICES SHOULD BE CONDUCTED WITHIN THE FRAMEWORK OF A BILATERAL AIR TRANSPORT AGREEMENT WHICH, IN TURN, COULD PROVIDE THE BASIS FOR THE CIVIL AERONAUTICS BOARD TO ISSUE AN APPROPRIATE PERMIT TO TAROM. BOTH ROMANIAN AND US OFFICIALS AGREED THAT CONSIDERABLE WORK HAD ALREADY BEEN ACCOMPLISHED
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IN THE DECEMBER 1968 NEGOTIATIONS, AND THAT THE RESULTS OF THOSE NEGOTIATIONS COULD SERVE AS A GOOD STARTING POINT FOR RESUMED NEGOTIATIONS.

3. WITHOUT IN ANY WAY BEING ABLE TO COMMIT THE US TO BE IN POSITION TO AUTHORIZE TAROM SERVICE TO THE US BY THE BEGINNING OF APRIL, IT IS CLEAR THAT THE SOONER THE NEGOTIATION OF A BILATERAL AGREEMENT IS COMPLETED THE MORE TIME

THERE WILL BE FOR THE COMPLETION OF THE VARIOUS LEGAL AND ADMINISTRATIVE REQUIREMENTS AT THE CIVIL AERONAUTICS BOARD IN CONNECTION WITH THE ISSUANCE OF A FOREIGN AIR CARRIER PERMIT. AND IT SHOULD BE STRESSED THAT SCHEDULED SERVICES TO OR FROM THE US CAN ONLY BE CONDUCTED BY AN AIRLINE POSSESSING SUCH A PERMIT. THERE IS NO LEGAL OR REGULATORY AUTHORITY FOR THE ISSUANCE OF ANY KIND OF "PROVISIONAL" OR "TEMPORARY" PERMIT.

4. IN CONNECTION WITH THE QUESTION OF NEGOTIATING A NEW AGREEMENT, WE WOULD LIKE TO REITERATE A POINT MADE DURING GENERAL ZGAVIRDICI'S VISIT; NAMELY, THAT PROBABLY THE MAJOR ISSUE STILL TO BE RESOLVED IS THE QUESTION OF THE COMMERCIAL OPPORTUNITIES WHICH WILL BE AVAILABLE TO THE AIRLINES OF EACH SIDE IN THE OTHER COUNTRY. THIS QUESTION IS, IN TURN, CLOSELY RELATED TO THE MORE GENERAL ISSUE OF BALANCING THE ECONOMIC AND COMMERCIAL BENEFITS WHICH EACH AIRLINE WILL ENJOY UNDER THE AGREEMENT. IN OTHER WORDS, SHOULD ONE SIDE FIND IT IMPOSSIBLE TO PROVIDE FULL COMMERCIAL FREEDOM TO THE OTHERS AIRLINE, AND/OR SHOULD THE GENERAL ECONOMIC BENEFITS OF SERVING ONE COUNTRY BE OF A DIFFERENT MAGNITUDE FROM THOSE OBTAINED BY THE RIGHT TO SERVE THE OTHER COUNTRY, SOME ARRANGEMENT WOULD CLEARLY HAVE TO BE WORKED OUT WHICH WOULD ESTABLISH AN ACCEPTABLE BALANCE IN ECONOMIC BENEFITS EXCHANGED IN THE AGREEMENT.

5. IN VIEW OF THE ADVISABILITY OF RESUMING NEGOTIATIONS AT AN EARLY DATE AND TAKING INTO ACCOUNT THE EXISTING NEGOTIATING SCHEDULE OF THE INVOLVED US OFFICIALS, WE SUGGEST THAT THE GOR MIGHT WISH TO CONSIDER SENDING A DELEGATION TO WASHINGTON ON OR ABOUT NOVEMBER 14
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TO RESUME NEGOTIATIONS, WITH A VIEW TOWARDS COMPLETING THEM IN TIME TO PERMIT THE SIGNATURE OF AN AIR TRANSPORT AGREEMENT IN EARLY DECEMBER. KISSINGER

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NNN

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